

Ashley M. Simonsen, SBN 275203  
COVINGTON & BURLING LLP  
1999 Avenue of the Stars  
Los Angeles, CA 90067  
Telephone: (424) 332-4800  
Facsimile: + 1 (424) 332-4749  
Email: asimonsen@cov.com

*Attorneys for Defendants Meta Platforms, Inc.  
f/k/a Facebook, Inc.; Facebook Holdings, LLC;  
Facebook Operations, LLC; Facebook  
Payments, Inc.; Facebook Technologies, LLC;  
Instagram, LLC; Siculus, Inc.; and Mark Elliot  
Zuckerberg*

*Additional parties and counsel listed on  
signature pages*

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

IN RE: SOCIAL MEDIA ADOLESCENT  
ADDICTION/PERSONAL INJURY PRODUCTS  
LIABILITY LITIGATION

MDL No. 3047

Case No. 4:22-md-03047-YGR

THIS FILING RELATES TO: *D’Orazio v. Meta  
Platforms et al.*, 4:23-cv-03751

**STIPULATED PROTOCOL FOR  
PLAINTIFF MEDICAL EVALUATION**

The parties, by and through their undersigned counsel, hereby stipulate and agree to the following with regard to the mental examination (“ME”) of Plaintiff Jessica D’Orazio (“D’Orazio”) pursuant to Federal Rule of Civil Procedure 35.

1. This Protocol governs the nature of the ME to be conducted for Plaintiff D’Orazio.
2. The ME shall be conducted by Dr. Matthew Shear, who is a “suitably licensed or certified examiner” under Rule 35(a).
3. The ME shall take place in person at Kirkland and Ellis, LLP, 2005 Market Street, Suite 1000, Philadelphia, PA 19103 on June 30, 2025 at 10 AM ET.
4. The ME shall not last longer than three hours, not inclusive of any breaks.

1           5.       The ME will be limited in scope to assessing the extent, nature, and possible cause(s) of  
2 any mental or psychiatric disorders or illnesses. Dr. Shear will only conduct psychiatric and psychological  
3 evaluations of each Plaintiff and will not conduct any testing.

4           6.       Neither party is entitled to videotape any portion of the ME. However, either party may  
5 elect to record the examination by audio technology.

6           7.       One counsel for Plaintiff may be present during the ME as an observer. An observer may  
7 monitor the examination, but shall not participate in or disrupt it. Plaintiff's counsel will not discuss the  
8 substance of the ME with Plaintiff during breaks. No family member or friend shall attend or be in the  
9 room while the ME is in progress.

10          8.       The ME will be transmitted via Zoom with an audio and visual telecast, allowing additional  
11 defense experts and plaintiffs' experts and counsel to observe virtually (with cameras off). The Zoom  
12 screen and the number of people in attendance will not be visible to the Plaintiff during the ME. Plaintiff's  
13 face shall be visible on camera in a wide view, but the camera shall not be directly in front of her. In  
14 addition, Defendants will have one attorney in attendance at the premises to handle logistical matters, and  
15 will arrange for technical personnel, but they will not be present for the examination itself. Dr. Shear and  
16 the Defendants' representative handling logistics will not speak with or attempt to engage any family  
17 member or friend who may accompany Plaintiff to the examination.

18          9.       No family member or friend shall attend or observe the ME either in person or remotely  
19 while the ME is in progress; nor shall any such individual speak with or interact with Plaintiff D'Orazio  
20 during the entirety of the ME, inclusive of any breaks.

21          10.      No person other than those specifically mentioned in this stipulation shall be present in  
22 person or remotely during the ME.

23          11.      Defendants will provide Plaintiff's counsel with "a copy of the examiner's report, together  
24 with like reports of all earlier examinations of the same condition" in accordance with the deadline for  
25 Defendants' case-specific expert reports in Case Management Order No. 18. Defendants are entitled to  
26 request and receive "like reports of all earlier or later examinations of the same condition" as provided by  
27 the Rule. All drafts of such reports are considered privileged and need not be disclosed.

28               By stipulating to this agreement, the parties agree to abide by these protocols unless and

until the Court denies this stipulation.

**IT IS SO STIPULATED AND AGREED.**

DATED: June 27, 2025

Respectfully submitted,

/s/ Patrick I. Andrews

Patrick I. Andrews

Lexi J. Hazam

**LIEFF CABRASER HEIMANN & BERNSTEIN,  
LLP**

275 BATTERY STREET, 29<sup>TH</sup> FLOOR

SAN FRANCISCO, CA 94111-3339

Telephone: + 1 (415) 956-1000

Email: lhazam@lchb.com

Email: pandrews@lchb.com

*Attorneys for Plaintiff*

**COVINGTON & BURLING LLP**

/s/ Ashley M. Simonsen

Ashley M. Simonsen (State Bar No. 275203)

COVINGTON & BURLING LLP

1999 Avenue of the Stars

Los Angeles, CA 90067

Telephone: + 1 (424) 332-4800

Facsimile: +1 (650) 632-4800

Email: asimonsen@cov.com

Phyllis A. Jones, *pro hac vice*

Paul W. Schmidt, *pro hac vice*

David N. Sneed, *pro hac vice*

COVINGTON & BURLING LLP

One CityCenter

850 Tenth Street, NW

Washington, DC 20001-4956

Telephone: + 1 (202) 662-6000

Facsimile: + 1 (202) 662-6291

Email: pajones@cov.com

Email: pschmidt@cov.com

Email: dsneed@cov.com

Emily Johnson Henn (State Bar. No. 269482)

COVINGTON & BURLING LLP

3000 El Camino Real  
5 Palo Alto Square, 10th Floor  
Palo Alto, CA 94306  
Telephone: + 1 (650) 632-4700  
Facsimile: +1 (650) 632-4800  
Email: ehenn@cov.com

*Attorney for Defendants Meta Platforms, Inc. f/k/a  
Facebook, Inc.; Facebook Holdings, LLC; Facebook  
Operations, LLC; Facebook Payments, Inc.;  
Facebook Technologies, LLC; Instagram, LLC;  
Siculus, Inc.; and Mark Elliot Zuckerberg*

**KING & SPALDING LLP**

/s/ Geoffrey M. Drake  
Geoffrey M. Drake  
King & Spalding LLP  
1180 Peachtree Street, NE, Suite 1600  
Atlanta, GA 30309  
Telephone: + 1 (404) 572-4600  
Facsimile: + 1 (404) 572-5100  
Email: gdrake@kslaw.com

**FAEGRE DRINKER LLP**

/s/ Andrea Roberts Pierson  
Andrea Roberts Pierson  
Faegre Drinker LLP  
300 N. Meridian Street, Suite 2500  
Indianapolis, IN 46204  
Telephone: + 1 (317) 237-0300  
Facsimile: + 1 (317) 237-1000  
Email: andrea.pierson@faegredrinker.com

*Attorneys for Defendants TikTok Inc. and ByteDance  
Inc.*

**MUNGER, TOLLES & OLSEN LLP**

/s/ Jonathan H. Blavin  
Jonathan H. Blavin, SBN 230269  
MUNGER, TOLLES & OLSON LLP  
560 Mission Street, 27th Floor

San Francisco, CA 94105-3089  
Telephone: (415) 512-4000  
Facsimile: (415) 512-4077

Rose L. Ehler (SBN 29652)  
Victoria A. Degtyareva (SBN 284199)  
Ariel T. Teshuva (SBN 324238)  
MUNGER, TOLLES & OLSON LLP  
350 South Grand Avenue, 50th Floor  
Los Angeles, CA 90071-3426  
Telephone: (213) 683-9100  
Facsimile: (213) 687-3702

Lauren A. Bell, *pro hac vice*  
MUNGER, TOLLES & OLSON LLP  
601 Massachusetts Ave., NW St.,  
Suite 500 E  
Washington, D.C. 20001-5369  
Telephone: (202) 220-1100  
Facsimile: (202) 220-2300

*Attorneys for Defendant Snap Inc.*

**ATTESTATION**

I, Ashley M. Simonsen, hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1, that the concurrence to the filing of this document has been obtained from each signatory hereto.

DATED: June 27, 2025

By: /s/ Ashley M. Simonsen  
Ashley M. Simonsen